



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of
Inventor(s): Mills

Group Art Unit: 1754

App'n Ser. No.: 09/110,717

Examiner(s): Kalafut for the
Secret Committee

Filing Date: 07/07/1998

Title: BATTERY, ELECTROLYTIC CELL, AND FUEL CELL

November 8, 2006

NOTICE OF APPEAL AND
RESPONSE TO FINAL OFFICE ACTION MAILED MAY 9, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Entered N/RCE dated 6/6/07
LW
6/13/07

Applicant files this Response to the Final Office Action mailed May 9, 2006.
Please consider this paper as a Notice of Appeal and as a petition for three months
extension.

Reconsideration and allowance of the above-identified application is respectfully
requested. Claims 1-28 and 38-166 are pending in the present application.

In addition to the comprehensive disclosure in Applicant's originally filed
specification, Applicant has submitted new, non-cumulative scientific evidence further
confirming the existence of lower energy states of hydrogen, which evidence includes,
but is not limited to, analytical studies of spectroscopic lines, energy output,
compositions of matter, generated plasmas, and inverted hydrogen populations. As
detailed below, Applicant also identifies independent third-party data pursuant to the
PTO's agreement, which evidence resulted in verbal confirmation by Examiner Wayne
Langel that two BlackLight applications formally handled by him were allowable before

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01 FC:2401
02 FC:2253

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